

## **CALIFORNIA AIR RESOURCES BOARD**

### **NOTICE OF PUBLIC HEARING TO CONSIDER AN APPLICATION FOR A VARIANCE FROM THE REGULATION FOR REDUCING VOLATILE ORGANIC COMPOUND EMISSIONS FROM PORTABLE FUEL CONTAINERS AND SPOUTS**

At the direction of the Executive Officer of the California Air Resources Board, a public hearing will be conducted at the time and place noted below to consider an application for a variance from the requirement of complying with the applicable performance standards specified in the Portable Fuel Containers and Spill-Proof Spouts (the "Portable Fuel Containers and Spouts Regulation"; Title 13, California Code of Regulations, sections 2467-2476.8).

**DATE:           October 30, 2002**

**TIME:           9:00 a.m.**

**PLACE:         California Environmental Protection Agency  
                  Headquarters Building  
                  Administrative Hearing Room 107  
                  1001 I Street  
                  Sacramento, California 95814**

Section 2467.2 (a) prohibits the sale, supply, offer for sale, or manufacturing for sale in California on or after January 1, 2001, any portable fuel container or portable fuel container and spout which, at the time of sale or manufacture, does not meet all performance standards for spill-proof systems. These performance standards include an automatic closure requirement for spill-proof systems and spill-proof spouts as required by section 2467.2 (a)(2). In addition, Section 2467.6 of the Portable Fuel Containers and Spouts Regulation allows any person who cannot comply with the requirements of section 2467.2 due to extraordinary reasons beyond the person's reasonable control, to apply to the Executive Officer for a variance. The criteria and procedures for granting a variance are specified in section 2467.6.

The applicant listed below has applied for a variance under section 2467.6 from the automatic closure requirement for Wedco Moulded Products' (Wedco's) 1.25, 2.5 and 5.0 gallons portable plastic fuel containers and spouts. Models numbers are WCA125P, WCA225P and WCA525P, respectively.

Wedco Moulded Products  
7409 South Quincy Street  
Willowbrook, IL 60521

The public hearing to consider the variance application will be conducted in accordance with procedures set forth in section 2467.6 of the Portable Fuel Containers and Spouts Regulation. At the hearing, the applicant will be asked to present evidence demonstrating that the criteria for granting a variance have been met. Interested members of the public will be allowed a reasonable opportunity to testify at the hearing. All parties may, but need not, be represented by counsel at the hearing. Subsequent to the hearing, the Executive Officer shall determine whether, under what conditions, and to what extent a variance is necessary and will be permitted.

This facility is accessible to persons with disabilities. If accommodation is needed, please contact Ms. Sandi Linnenbrink at (916) 327-8047. Persons with hearing or speech impairments can contact us by using our Telephone Device for the Deaf (TDD) at (916) 324-9531, or (800) 700-8326 for TDD calls from outside the Sacramento area.

Copies of the Portable Fuel Containers and Spouts Regulation and variance application may be obtained from the Public Information Office, California Air Resources Board, 1001 I Street, Sacramento, California 95812, (916) 322-2990, at least 30 days prior to the scheduled hearing. Further inquiries regarding this matter should be directed to Mr. Steven Giorgi, Manager, Consumer Products Enforcement Section, Enforcement Division, California Air Resources Board, P.O. Box 2815, Sacramento, California, 95812, (916) 322-6965 or Dorothy Takahashi at (916) 322-0355 or by e-mail at <mailto:dtakahas@arb.ca.gov>.

#### CALIFORNIA AIR RESOURCES BOARD

Michael P. Kenny  
Executive Officer

Date: September 6, 2002